

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JANUARY 6, 2003 AT 1:30 P.M.**

The Meeting was called to order at 1:40 p.m. Present: Council Chairperson Cook; Council Members: Camp, Friendt, McRoy, Seng, Svoboda, Werner, Joan Ross, City Clerk.

Council Chair asked all present to stand and recite the Pledge of Allegiance and reflect for a moment of silent meditation.

READING OF THE MINUTES

SVOBODA Having been appointed to read the minutes of the City Council proceedings of December 16, 2002, reported having done so, found same correct.

Seconded by Werner & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

PUBLIC HEARING

MANAGER APPLICATION OF ADAM SHAFRAN FOR CEC ENTERTAINMENT, INC. DBA "CHUCK E CHEESE'S" AT 221 N. 66TH STREET - Adam Shafran, 3233 Fletcher, came forward, took the oath and answered questions posed by Council.

Danny Walker, 437 E St., came forward and took the oath. He questioned why the laws have not been changed regarding serving alcohol in a children's entertainment center.

This matter was taken under advisement.

USE PERMIT NO. 140A - APPLICATION OF MENARD, INC. TO MODIFY THE PARKING LAYOUT AND ADD AN OUTDOOR GARDEN SALES AREA, AND TO WAIVE THE REQUIRED PARKING SPACES FROM 877 STALLS TO 729 STALLS, ON PROPERTY GENERALLY LOCATED AT 91ST STREET AND HIGHWAY 2 - Mark Hunzeker, 530 S. 13th St., Suite B, representing Menard's Inc., came forward to explain there is an overhang in the outdoor yard adjacent to Menards, which has always been planned as an area where outdoor yard type materials would be sold, but is now scheduled to have an awning over the top of it and determined somewhat to our surprise, that having an awning, makes it floor area under the zoning code, which means we have to provide parking for it and we have to adjust the allowable square footage under the use permit. Due to the fact that an administrative amendment is pending, Mr. Hunzeker requested that Council delay action and public hearing on this item for one week.

Danny Walker, 437 E St., came forward to advise Council of an interesting article in the newspaper referring to how stupid it is to put a major development on the wrong side of the ridge where they have to pump the sewage uphill to get to the treatment center.

Mr. Hunzeker returned for rebuttal stating that everything in that area is served with gravity flow sewer.

Council Chair Cook asked about the size of the two Menard's.

Jerad Morris, Olsson Assocs., 1111 Lincoln Mall, came forward to report the square footage of the north store of 163,000 and the south store is 194,000.

This matter was taken under advisement.

ADOPTING MINIMUM STANDARDS REQUIRED OF ANIMAL RESCUE ORGANIZATIONS AND FOSTER HOMES REQUIRED BY THE ADOPTION OF SECTION 6.04.235 OF THE LINCOLN MUNICIPAL CODE RELATING TO ANIMAL RESCUE ORGANIZATIONS - Councilman Werner asked if this reversed anything that has been previously approved.

Jim Weverka, Health and Animal Control, came forward to explain that this was drafted to be consistent with the ordinances that were approved by the City Council.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

Fawn Herndon, Omaha, NE, came forward on behalf of John Ways, to request a continuation on his request to discuss police procedures.

Danny Walker, 427 E St., came forward about the Antelope Valley hearings referencing the flood plains.

Craig Groat 4935 Huntington Ave., read information from the Turf Management Handbook referencing the height at which weeds & grass should be cut. He feels that mowing is important to weed control.

Mark Yoakum, 433 W. Saunders, came forward to question why the lighthouse was torn down in the former Lincoln Air Park Air Base. He suggested that the City have this rebuilt. Mr. Yoakum was asked to send a letter to the Council on this subject.

Mike Morosin, 2055 "S" St., came forward to report he had attended the JAVA Citizen Committee meeting and is questioning why the houses can't be moved now. He reported that it is possible to get a permit to move out of the flood plain and back into the flood plain provided the house meets specific requirements.

Bob Valentine, 2660 Park Avenue, came forward to thank the Council for allowing him the opportunity to attend the Budget retreat in December. His suggestions were to require each department to look for budget reductions of 10%.

Bob Van Valkenburg, 7921 Reno Road, came forward to discuss the procedures that need to be followed during council meetings. He hoped the public would take the time to come down and be heard.

These matters were taken under advisement.

**** END OF PUBLIC HEARING ****

COUNCIL ACTION

LIQUOR RESOLUTIONS

MANAGER APPLICATION OF ADAM SHAFRAN FOR CEC ENTERTAINMENT, INC. DBA "CHUCK E CHEESE'S" AT 221 N. 66TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

Seconded by Werner & LOST by the following vote: AYES: None;

NAYS: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner.

The resolution, having **LOST**, was assigned File **#38-4430** & was placed on file in the Office of the City Clerk.

CAMP Moved its adoption for denial:

A-81865 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Adam Shafran as manager of CEC Entertainment, Inc. dba "Chuck E. Cheese's" located at 221 N. 66th Street, Lincoln, Nebraska, be denied. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ORDINANCES - 2ND READING

REPEALING ORDINANCE NO. 17924 WHICH CREATED PAVING DISTRICT NO. 2622 IN N.

67TH STREET BETWEEN Y AND X STREETS - CLERK read an ordinance, introduced by Jon Camp, repealing Ordinance No. 17924 which created Paving District No. 2622, which Paving district included all that portion of North 67th Street lying between the South line of "Y" Street and North line of "X" Street describing the benefitted property and providing for the payment of the cost thereof, the second time.

RESOLUTIONS

APPOINTING SAM J. BEUTLER AND COLBY R. COLLURA TO THE PARKS AND RECREATION

ADVISORY BOARD FOR ONE-YEAR TERMS EXPIRING JUNE 30, 2003 - - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81866 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Sam J. Beutler and Colby R. Collura to the Parks and Recreation Advisory Board for one-year terms expiring June 30, 2003 is hereby approved.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

REAPPOINTING KAREN KILGARIN AND KIM TODD TO THE NEBRASKA CAPITOL ENVIRONS COMMISSION FOR THREE-YEAR TERMS EXPIRING JANUARY 9, 2006 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81867 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Karen Kilgarin and Kim Todd to the Nebraska Capitol Environs Commission for three-year terms expiring January 9, 2006 is hereby approved.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

REAPPOINTING JIM LANGTRY, MAURA KELLY-TOLZIN, AND SHANNON IDEUS TO THE GOVERNMENT ACCESS AND INFORMATION COMMITTEE FOR ONE-YEAR TERMS EXPIRING JANUARY 1, 2004, AND REAPPOINTING JAMES LAMPHERE FOR A TWO-YEAR TERM EXPIRING JANUARY 1, 2005 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81868 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of the following people to the Government Access and Information Committee for terms as set out below is hereby approved:

<u>Name</u>	<u>Term Expires</u>
Jim Langtry	January 1, 2004
Maura Kelly-Tolzin	January 1, 2004
Shannon Ideus	January 1, 2004
James Lamphere	January 1, 2005

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

APPROVING THE APPOINTMENT OF RON MELBYE TO THE LINCOLN ELECTRIC SYSTEM ADVISORY BOARD FOR A THREE-YEAR TERM TO EXPIRE DECEMBER 31, 2005 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81869 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Ron Melbye to the Lincoln Electric System Administrative Board for a three-year term expiring December 31, 2005 is hereby approved.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

USE PERMIT NO. 140A - APPLICATION OF MENARD, INC. TO MODIFY THE PARKING LAYOUT AND ADD AN OUTDOOR GARDEN SALES AREA, AND TO WAIVE THE REQUIRED PARKING SPACES FROM 877 STALLS TO 729 STALLS, ON PROPERTY GENERALLY LOCATED AT 91ST STREET AND HIGHWAY 2 - PRIOR to reading:

CAMP Moved to delay action and public hearing on Bill No. 02R-299 for one week to 1/13/03.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ADOPTING MINIMUM STANDARDS REQUIRED OF ANIMAL RESCUE ORGANIZATIONS AND FOSTER HOMES REQUIRED BY THE ADOPTION OF SECTION 6.04.235 OF THE LINCOLN MUNICIPAL CODE RELATING TO ANIMAL RESCUE ORGANIZATIONS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

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A-81870 WHEREAS, the City Council previously passed Ordinance No. 18092 on November 18, 2002 amending Title 6 of the Lincoln Municipal Code relating to animals; and

WHEREAS, Section 6.04.235 of Title 6 as amended by Ordinance No. 18092 now provides that no permit to operate an animal rescue organization shall be issued by the Director of Health for such organization until such time as the Director finds that the animal rescue organization is in compliance with the City's minimum standards of operation as adopted by resolution of the City Council; and

WHEREAS, the Board of Health, at its October 8, 2002 meeting, approved and recommended that the City Council adopt the "Minimum Standards Required of Animal Rescue Organizations and Foster Homes and Terms of Permit" which are attached hereto marked as Attachment "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Minimum Standards Required of Animal Rescue Organizations and Foster Homes and Terms of Permit, attached hereto marked as Attachment "A" be and the same are hereby adopted.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ORDERING WATER DISTRICT NO. 1189 CONSTRUCTED IN N.W. 23RD STREET, WEST Q TO WEST O STREETS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81871 WHEREAS, the City Council of Lincoln, Nebraska, acting under Article VI, Section 2 of the Home Rule Charter for said City, has created Water District No. 1189 through passage of Ordinance No. 18098 which water district is located in NW 23rd Street, West 'Q' to West 'O' Street.

WHEREAS, it is deemed necessary for the general health, welfare and safety of the City of Lincoln, and more so for the health, welfare and safety of the benefited property included within Water District No. 1189 that said district be constructed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that Water District No. 1189 is hereby ordered constructed.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ORDERING SEWER DISTRICT NO. 1178 CONSTRUCTED IN N.W. 23RD STREET, WEST Q TO WEST O STREETS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81872 WHEREAS, the City Council of Lincoln, Nebraska, acting under Article VIII, Section 7 of the Home Rule Charter for said City, has created Sewer District No. 1178 through passage of Ordinance No. 18099 which sewer district is located in NW 23rd Street, West 'Q' to West 'O' Street.

WHEREAS, it is deemed necessary for the general health, welfare and safety of the City of Lincoln, and more so for the health, welfare and safety of the benefitted property included within Sewer District No. 1178 that said district be constructed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that Sewer District No. 1178 is hereby ordered constructed.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE APPLICATION LAMP AND MCTAGGART, INC. DBA FAT NAPPY'S FOR A CLASS I LIQUOR LICENSE LOCATED AT 5100 NO. 48TH STREET - - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81873 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as

soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Application of Lamp & McTaggart, Inc. dba Fat Nappy's for Class I liquor license located at 5100 N. 48th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF GARY D. EBELER FOR NASH FINCH CO. DBA SUN MART #25 LOCATED AT 1340 WEST "O" STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81874 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Manager Application of Gary D. Ebeler for Nash Finch Co. dba Sun Mart #25 located at 1340 West "O" Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF JEFF L. KEPHART FOR GATEWAY BOWL CORP DBA GATEWAY BOWL LOCATED AT 333 NORTH COTNER - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81875 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Manager Application of Jeff L. Kephart for Gateway Bowl Corp dba Gateway Bowl located at 333 North Cotner.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF MATTHEW T. LUDWIG FOR HY VEE INC. DBA HY VEE #2 LOCATED AT 2343 N. 48TH STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81876 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Manager Application of Matthew T. Ludwig for Hy Vee Inc. dba Hy Vee #2 located at 2343 N. 48th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF TIMOTHY S. THORESON FOR DHABS LLC DBA ROCOCO THEATRE LOCATED AT 140 N. 13TH STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81877 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Manager Application of Timothy S. Thoreson for DHABS LLC dba Rococo

Theatre located at 140 N. 13th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 27, 2003 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF JEFFREY L. GRAFF FOR BRINKER RESTAURANT CORPORATION DBA ROMANO'S MACARONI GRILL LOCATED AT 6800 S. 27TH STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81878 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., January 27, 2003 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the Manager Application of Jeffrey L. Graff for Brinker Restaurant Corporation dba Romano's Macaroni Grill located at 6800 S. 27th St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, JANUARY 13, 2003 AT 1:30 P.M. FOR THE APPLICATION OF AMERICAN HEART ASSOCIATION TO CONDUCT TWO RAFFLES IN THE CITY OF LINCOLN ON FEBRUARY 14TH AND NOVEMBER 22ND, 2003 - CLERK requested a motion for approval.

SVOBODA So moved.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JANUARY 13, 2003 AT 1:30 P.M. FOR APP. OF LINCOLN THUNDER BASEBALL CLUB TO CONDUCT A RAFFLE IN THE CITY OF LINCOLN JANUARY 14 THROUGH MARCH 31, 2003 - CLERK requested a motion for approval.

SENG So moved.

Seconded by Friendt & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

The following were referred the to Planning Dept.:

CHANGE OF ZONE 3290 - APPLICATION OF SCHMIDT-GEbbie ENTERPRISE, LLC FOR A CHANGE OF ZONE AGR & R-1 TO R-3 OF LOT 1, SHELDON HEIGHTS ADDITION GENERALLY LOCATED AT FRONTIER RD. AND OLD CHENEY RD.

CHANGE OF ZONE 3362 - APPLICATION OF RIDGE DEVELOPMENT CO. AND J.T.S. ENTERPRISE LLC FOR A CHANGE OF ZONE FROM AG TO R-3 ON PROPERTY GENERALLY LOCATED AT SOUTH 56TH STREET AND CAVVY ROAD.

CHANGE OF ZONE 3386 - APPLICATION OF GARY & CAROLYN CHRISTENSEN FOR A CHANGE OF ZONE FROM H-3 TO I-1 ON PROPERTY GENERALLY LOCATED AT 401 SO. CODDINGTON AVENUE.

SPECIAL PERMIT 1610C - APPLICATION OF JOYCE-HINKLEY LIMITED PARTNERSHIP TO MODIFY THE SETBACK REQUIREMENTS FOR TWO AS BUILT ACCESSORY GARAGES ON PROPERTY GENERALLY LOCATED AT 5700 FREMONT STREET.

SPECIAL PERMIT 1968 - APPLICATION OF BRIAN D. CARSTENS ON BEHALF OF CARROL C. KETELHUT IRREVOCABLE TRUST TO DEVELOP 8 SINGLE FAMILY ACREAGE LOTS ON PROPERTY GENERALLY LOCATED AT SOUTH 112TH STREET AND PIONEERS BLVD.

FORMAL ORNAMENTAL LIGHTING PETITION FOR ORNAMENTAL LIGHTING DISTRICT #286 FROM 27TH STREET TO 20TH STREET, VAN DORN STREET TO HIGH STREET, SUBMITTED BY ARTHUR & HAZEL PIERCE - CLERK presented said petition which was referred to the Law Dept.

FORMAL PAVING PETITION FOR PAVING DISTRICT 2624 FOR FRONTAGE ROAD WHICH PARALLELS NORTH HIGHWAY 77 FROM HOLLAND ROAD SOUTH APPROXIMATELY 1375 FEET, SUBMITTED BY WALTER M. PRICE - CLERK presented said petition which was referred to the Law Dept.

INFORMAL PETITION FOR PAVING DISTRICT ON SOUTH CODDINGTON FROM WEST O SOUTH TO BURLINGTON NORTHERN RAILROAD, SUBMITTED BY RICHARD P. ONNEN, REPRESENTING GARY CHRISTENSEN - CLERK presented said petition which was referred to the Public Works Dept.

PETITION TO VACATE THAT PART OF X STREET BEGINNING ON THE WEST LINE OF X STREET AT THE INTERSECTION OF X STREET AND NORTH 10TH STREET, THEN PROCEEDING EAST TO A POINT THAT IS NO CLOSER THAN 35 FEET FROM THE CENTERLINE OF THE NORTHERLY (WESTBOUND) MAIN LINE TRACK OF THE BURLINGTON NORTHERN AND SANTA FE RAILWAY CO., SUBMITTED BY DON BRATTON, AGENT FOR THE BURLINGTON NORTHERN AND SANTA FE RAILWAY CO. - CLERK presented said petition which was referred to the Law Dept.

REPORTS OF CITY OFFICERS

CLERK'S LETTER AND MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED BY COUNCIL ON DECEMBER 16, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk.

INVESTMENT OF FUNDS FOR DECEMBER 23 THROUGH DECEMBER 27, 2002 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81879 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

INVESTMENT OF FUNDS FOR DECEMBER 9 THROUGH DECEMBER 13, 2002 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81880 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

INVESTMENT OF FUNDS FOR DECEMBER 16 THROUGH DECEMBER 20, 2002 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81881 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

APPROVING DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED NOVEMBER, 2002 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-81882 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended November 30, 2002, \$143,553.51 was earned from the investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Annette McRoy

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Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

REQUEST OF PUBLIC WORKS TO SET PUBLIC HEARING DATE OF MONDAY, JANUARY 27, 2003, 5:30 P.M. TO PROVIDE AUTHORITY TO CONSTRUCT NEW SIDEWALKS AT VARIOUS LOCATIONS WITHIN THE CITY OF LINCOLN AND ASSESS THE COST THEREOF AGAINST THE BENEFITTED PROPERTY - CLERK requested a motion for approval: SVOBODA So moved.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

REPORT OF LINCOLN ELECTRIC SYSTEM QUARTERLY FINANCIAL REPORT OF JULY - SEPTEMBER, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk. (40)

REPORT OF AQUILA OF FRANCHISE TAX FOR THE MONTH OF NOVEMBER, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk. (16-1)

REPORT FROM CITY TREASURER OF TELECOMMUNICATION TAX FOR THE MONTH OF JULY, 2002: UNITED SYSTEMS, ACCESS TELECOM, INC.; FOR THE MONTH OF NOVEMBER, 2002: OPERATOR COMMUNICATIONS, INC., NEXTEL WEST CORP., ATS MOBILE TELEPHONE CO., INC., GLOBALCOM, INC., TRI-M COMMUNICATIONS, INC., NOS COMMUNICATIONS, INC., RSL COM USA, INC., COMDATA TELECOMMUNICATIONS, INC., LIGHTYEAR COMMUNICATIONS, INC., NOSVA LIMITED PARTNERSHIP, LDMI TELECOMMUNICATIONS, INC., ASSOCIATION ADMINISTRATORS, INC., ZONE TELECOM, INC., GTC TELECOM, INC., AFFINITY NETWORK, INC., ATT WIRELESS PCS, LLC, WWC LICENSE LLC, NORSTAN NETWORK SERVICES, INC., GUARANTEED PHONE SERVICE, WORLDXCHANGE CORP., BIG PLANET, INC. MCLEOD USA TELECOMMUNICATIONS SERVICES, INC., WESTERN UNION COMMUNICATIONS, INC., VARTEC TELECOM, INC., NPCR, INC., AND OCMC, INC., XO LONG DISTANCE SERVICES, INC., TRANS NATIONAL COMMUNICATIONS INT'L. INC., WORKING ASSETS FUNDING SERVICE, INC., ON STAR CORP., VIRGIN MOBILE USA, ACN COMMUNICATIONS SERVICES, INC., TELIGENT SVCS, INC., PRIMUS TELECOMMUNICATIONS, INC., BROADWING TELECOMMUNICATIONS INC., INTELICALL OPERATOR SERVICES, UNITED SYSTEMS ACCESS TELECOM, INC., QWEST COMMUNICATIONS CORP., GLOBAL CROSSING TELECOMMUNICATIONS, INC., CRICKET COMMUNICATIONS, INC., AT&T COMMUNICATIONS OF MIDWEST, TOUCH AMERICA, INC., NEBRASKA TECHNOLOGY TELECOMMUNICATIONS, INC., EXCEL TELECOMMUNICATIONS, INC., MCI WORLDCOM NETWORK SERVICE, INC., SPRING COMMUNICATION COMPANY LIMITED PARTNERSHIP, SPRINT SPECTRUM, L.P., NETWORK BILLING SYSTEMS, L.L.C., TELCO DEVELOPMENT GROUP DE INC., USA PAGING, L.L.C., ALLTEL COMMUNICATIONS OF NEBRASKA, INC., ALLTEL SYSTEMS OF THE MIDWEST, INC., AND ALLTEL NEBRASKA INC. - CLERK presented said report which was placed on file in the Office of the City Clerk. (20)

ORDINANCES - 1ST READING

AMENDING PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "A" TO CREATE THE JOB CLASSIFICATION OF "PUBLIC HEALTH EMERGENCY RESPONSE COORDINATOR," "ENVIRONMENTAL HEALTH EDUCATOR," "ENVIRONMENTAL HEALTH EDUCATOR II," "SENIOR ENVIRONMENTAL HEALTH EDUCATOR," "ENVIRONMENTAL HEALTH ENGINEER I," "ENVIRONMENTAL HEALTH ENGINEER II," "SENIOR ENVIRONMENTAL HEALTH ENGINEER," "WIC SUPERVISOR," "COMMUNITY HEALTH SERVICES, ASSISTANT MANGER," AND "SENIOR UTILITY ENGINEERING SPECIALIST"; AND AMENDING PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" TO CREATE THE JOB CLASSIFICATIONS OF "ENVIRONMENTAL HEALTH EDUCATOR I," AND "ANIMAL CONTROL FIELD SUPERVISOR" - CLERK read an ordinance, introduced by Annette McRoy, amending pay schedules of employees whose classifications are assigned to the pay range prefixed by the letter "A" to create the job classification of "Public Health Emergency Response Coordinator," "Environmental Health Educator," "Environmental Health Educator II," "Senior Environmental Health Educator," "Environmental Health Engineer I," "Environmental Health Engineer II," "Senior Environmental Health Engineer," "WIC Supervisor," "Community Health Services, Assistant Manager," and "Senior Utility Engineering Specialist"; and amending pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "C" to create the job classifications of "Environmental Health Educator I," and "Animal Control Field Supervisor", the first time.

AMENDING PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "A", "C", AND "M" TO CHANGE TITLES AND PAY RANGES OF VARIOUS JOB CLASSIFICATIONS WITHIN THE HEALTH DEPARTMENT - CLERK read the following ordinance, introduced by Annette McRoy, amending pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "A", "C", and "M" to change titles and pay ranges of various job classifications within the Health department, the first time.

AMENDING PAY SCHEDULES FOR CERTAIN EMPLOYEE GROUPS BY DELETING THE JOB CLASSIFICATIONS OF "GRADUATE NURSE I," "RECREATION SUPERVISOR I," "RECREATION SUPERVISOR II," AND "RECREATION SUPERVISOR III" - CLERK read the following ordinance, introduced by Annette McRoy, amending pay schedules for certain employee groups by deleting the job classifications of "Graduate Nurse I," "Recreation Supervisor I," "Recreation Supervisor II," and "Recreation Supervisor III", the first time.

AMENDING PAY SCHEDULES OF A CERTAIN EMPLOYEE GROUP TO CHANGE THE TITLE CLASSIFICATION OF "PUBLIC SERVICE OFFICER - OPERATIONS" TO "PUBLIC SERVICE OFFICER" - CLERK read the following ordinance, introduced by Annette McRoy, amending pay schedules of a certain employee group to change the title classification of "Public Service Officer - Operations" to "Public Service Officer", the first time.

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "X" TO DELETE THE CLASSIFICATIONS OF "EXCLUDED OFFICE ASSISTANT I," "II," "III," "IV," AND "V" - CLERK read the following ordinance, introduced by Annette McRoy, amending the pay schedules of employees whose classification are Assigned to the Pay Range Which Is Prefixed by the Letter "X" to Delete the Classifications of "Excluded Office Assistant I," "II," "III," "IV," and "V", the first time.

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "N" TO DELETE THE CLASSIFICATIONS OF "OFFICE ASSISTANT I," "II," "III," "IV," AND "V" AND "PUBLIC SERVICE OFFICER - ADMINISTRATION" - CLERK read the following ordinance, introduced by Annette McRoy, amending the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "N" to delete the classifications of "Office Assistant I" "II", "III", "IV", and "V" and "Public Service Officer - Administration", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "X." - CLERK read the following ordinance, introduced by Annette McRoy, Adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "X", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "N" - CLERK read the following ordinance, introduced by Annette McRoy, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "N", the first time.

VACATING THE EAST-WEST ALLEY ADJACENT TO LOTS 1 THROUGH 5 AND PART OF LOT 6, AND THE NORTH-SOUTH ALLEY ADJACENT TO LOTS 11 THROUGH 13 AND LOTS 24 THROUGH 26, ALL IN HALTERS SUBDIVISION, LYING WEST OF NORTH 14TH STREET BETWEEN AURORA STREET AND EMERSON STREET - CLERK read the following ordinance, introduced by Annette McRoy, vacating the east-west alley adjacent to Lots 1 through 5 and part of Lot 6, and the north-south alley adjacent to Lots 11 through 13 and Lots 24 through 26, all in Halters Subdivision, lying west of North 14th Street between Aurora Street and Emerson Street, the first time.

REGULAR MEETING
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RENAMING N. 82ND STREET LOCATED WITHIN NORTHERN LIGHTS 10TH ADDITION, NORTH OF ELIZABETH DRIVE, TO N. 81ST STREET - CLERK read the following ordinance, introduced by Annette McRoy, renaming N. 82nd Street located within Northern Lights 10th Addition, north of Elizabeth Drive, to N. 81st Street, the first time.

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 50 ACRES OF PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF NORTH 84TH STREET AND ADAMS STREET - CLERK read the following ordinance, introduced by Annette McRoy, amending the corporate limits of the City by annexing approximately 50 acres of property generally located at the southwest corner of North 84th Street and Adams Street, the first time.

ORDINANCES - 3RD READING

VACATING A PORTION OF N. 60TH ST. FROM SEWARD AVE. SOUTH 142 FT - CLERK read the following ordinance, introduced by Cynthia Johnson, vacating a portion of N. 60th St. from Seward Ave. south 142 ft., the third time.

McROY Moved to pass ordinance as read.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

The ordinance being numbered #18112 is recorded in Ordinance Book No. 25, Page

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to January 13, 2003.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

UPCOMING RESOLUTIONS -

CAMP Moved to approve the resolutions to have Public Hearing on January 13, 2003.

Seconded by McRoy & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ADJOURNMENT

2:47 P.M.

CAMP Moved to adjourn the City Council meeting of January 6, 2003.

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
So ordered.

Joan E. Ross, City Clerk

Glenna Graupmann, Senior Office Assistant

